

Serial No. 10/717,276

REMARKS

Claims 38-47 are currently pending in the present application.

On pages 2-3, of the Office Action, claims 38-47 were provisionally rejected on the ground of nonstatutory obvious-type double patenting as being unpatentable over claims 1-20 of co-pending Application No. 11/130,990.

Application No. 11/130,990 has a filing date of May 17, 2005 and claims priority to provisional Application No. 60/572,208 having a filing date of May 18, 2004. As the instant application has an earlier filing date (i.e., November 18, 2003) than the cited co-pending application, and this obvious-type double patenting rejection is the only remaining rejection, applicants respectfully submit that the rejection should be withdrawn and the application be allowed to issue as a patent. See MPEP §804.

Therefore, Applicants respectfully request the rejection of claims 38-47 on the ground of nonstatutory obvious-type double patenting as being unpatentable over co-pending Application No. 11/130,990, be withdrawn.

If resolution of any remaining issue is required prior to allowance of the application, it is respectfully requested that the Examiner contact Applicants' undersigned attorney at the telephone number provided below.

Respectfully submitted,



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